

# **EXHIBIT 23**

# **REDACTED**

1 UNITED STATES DISTRICT COURT  
2 FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

3 IN RE VALVE ANTITRUST ) Case No.  
4 LITIGATION ) 2:21-cv-00563-JCC  
5 )  
6

7 VIDEO-RECORDED 30(B)(6) DEPOSITION  
8 UPON ORAL EXAMINATION OF  
9 MICROSOFT CORPORATION  
10 ADAM FOSSA  
11 VIA ZOOM  
12 HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY  
13

14 9:16 A.M.

15 JANUARY 29, 2024

16 WITNESS LOCATED IN: SEATTLE, WASHINGTON  
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24 REPORTED BY: BETSY E. DECATER, RPR, CCR 3109  
25

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ALSO PRESENT: VIKTOR BEZMEN, Videographer  
ALISON BOS, CONCIERGE

## I N D E X

## EXAMINATION BY:

PAGE(S)

MR. KAPOOR

5, 30

MR. MARKS-DIAS

22

## EXHIBITS FOR IDENTIFICATION

PAGE

Exhibit 435 Subpoena to Testify

8

1 including the Microsoft Store?

2 MR. CHIAPPETTA: Counsel, just for -- sorry,  
3 for clarification, when you're asking Mr. Fossa about  
4 whether any conversations have been within Microsoft and  
5 similar questions, I assume you're asking based upon his  
6 knowledge and people he spoke with in preparation for  
7 the deposition?

8 Q. (BY MR. KAPOOR) So first, more broadly, just any  
9 understanding as to whether any such policies exist and,  
10 if so, what they are?

11 A. Yes, there is an understanding. I do have an  
12 understanding now, yes.

13 Q. What is that understanding?

14 A. Well, that one does not exist.

15 Q. That Valve has no pricing policies when it comes  
16 to how PC video games should be priced on Steam versus  
17 how they should be priced on other stores?

18 A. Correct.

19 Q. In the course of your work at -- in the Microsoft  
20 Store over the last I think you said six years --

21 A. Ten -- ten years.

22 Q. -- ten years, have you ever interacted with video  
23 game publishers as to what price they would sell their  
24 games on the Microsoft Store?

25 A. Yes.

1 that -- is that a fair characterization?

2 A. That's fair.

3 [REDACTED]

4 [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]